



**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE A: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED DURING THE YEAR 2005

Subject: Class 1 Permit Modification Procedures R-2005-10		CCR Title & Sections Affected: Title 22: 66270.42 and 66270.42.5		Statutes Being Implemented: AB 1342, that amended Health and Safety Code section 25200.15	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Jan Smith (916) 324-0705	Projected Dates:			
		Notice: 7/06	Hearing: 9/06	Adoption: 1/07	To OAL: 1/07

Public workshop scheduled for January 2006.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Permit by Rule for Onsite Treatment of Aqueous Wastes Containing Cyanides R-96-48		CCR Title & Sections Affected: Title 22: 67450.11, Title 27: Chapter 4 Appendix A & C		Statutes Being Implemented: Health and Safety Code sections 25150, and 58012	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Mike Horner (916) 322-7889	Projected Dates:			
		Notice: 4/06	Hearing: 5/06	Adoption: 8/06	To OAL: 8/06
Report on the status of all uncompleted rulemaking described on previous calendars: The public notice package is prepared.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: UPA Corrective Action Qualification Regulations R-97-11		CCR Title & Sections Affected: Title 22: 68400.11 – 68400.16, Chapter 50, Appendix I, 67450.7		Statutes Being Implemented: Health and Safety Code sections 25187, 25200.10	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Nancy Ostrom, 916-322-2285	Projected Dates:			
		Notice: 10/05 Completed	Hearing: 11/05 Completed	Adoption: 2/06	To OAL: 2/06
Report on the status of all uncompleted rulemaking described on previous calendars: The regulations have been noticed and a formal public hearing was held November 28, 2005. Final comments and responses are being compiled. Adoption of the final regulations is scheduled for February, 2006.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Management of Munitions R-97-20		CCR Title & Sections Affected: Title 22: 66260.10, 66261.2, 66262.10, 66263.10, 66264.1, 66264.70, 66265.1, 66265.70, 66270. 1, 66270.42, new Chapter 17, section numbers to be determined.		Statutes Being Implemented: Health and Safety Code sections 25150 and 25201	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Jan Smith (916) 324-0705	Projected Dates:			
		Notice: 9/06	Hearing: 11/06	Adoption: 4/07	To OAL: 4/07
Report on the status of all uncompleted rulemaking described on previous calendars: Regulations are being drafted for federal equivalency.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Waste Code Revision R-98-03		CCR Title & Sections Affected: Title 22: 66261.1, 66261.20, 66261.21, 66261.22, 66261.23, 66261.24, 66261.101, 66261.107, 66261.126, appendix XII of chapter 11, 66262.11, appendix of chapter 12, 66264.13, 66264.71, 66265.13, and 66265.71		Statutes Being Implemented: Health and Safety Code sections 25160.1 and 58012	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Gary Murchison (916) 322-0807	Projected Dates:			
		Notice: 5/06	Hearing: 8/06	Adoption: 10/06	To OAL: 10/06
Report on the status of all uncompleted rulemaking described on previous calendars: DTSC plans additional workshops to solicit comments on latest revision. Date of notice may be revised per workshops.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Secondary Containment R-98-21		CCR Title & Sections Affected: Title 22: 66264.191, 66264.193, 66265.191, 66265.193		Statutes Being Implemented: Health and Safety Code sections 25150, 25159.5	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Hossein Nassiri (916) 327-4493	Projected Dates:			
		Notice: 3/06	Hearing: 5/06	Adoption: 7/06	To OAL: 7/06
Report on the status of all uncompleted rulemaking described on previous calendars: Regulations are under internal review.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Site Listing Regulations R-99-14		CCR Title & Sections Affected: Title 22: 67400 – 67400.49 ¹ , 67400.1, 67400.2		Statutes Being Implemented: Health and Safety Code section 25356	
Responsible Agency Unit: Site Mitigation & Brownfields Reuse Program	Contact Person & Phone Number: Laurie Grouard (916) 323-3394	Projected Dates:			
		Notice: 5/06	Hearing: 7/06	Adoption: 12/06	To OAL: 12/06
Report on the status of all uncompleted rulemaking described on previous calendars: This proposed regulation has been identified in the past several Rulemaking Calendars. Current regulations exist; however, the content is inadequate. A Workgroup has been established to begin development of draft regulations.					

¹ The actual number of subsections will not be known until the regulations are completed. The numbers identified should be adequate for the proposed subsections.

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Management Requirements for Hazardous Wastes Containing Precious Metals Regulation R-01-12		CCR Title & Sections Affected: Title 22: 66266.100(f)		Statutes Being Implemented: Health and Safety Code sections 25150 & 58012	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: John Low (916) 322-5533	Projected Dates:			
		Notice: 8/06	Hearing: 10/06	Adoption: 2/07	To OAL: 2/07
Report on the status of all uncompleted rulemaking described on previous calendars: Date of notice may be revised pending completion of workshops. Upon further review, DTSC anticipates a full rulemaking for this regulation.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Overloaded Dump Truck R-02-02		CCR Title & Sections Affected: Title 22: 66263.18, 66264.1, 66265.1, 66270.1 & 66270.300		Statutes Being Implemented: Health and Safety Code section 25150 (a)	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Bob Gipson, (916) 255-3640	Projected Dates:			
		Notice: 06/06	Hearing: 08/06	Adoption: 10/06	To OAL: 10/06
Report on the status of all uncompleted rulemaking described on previous calendars: Draft regulations being revised.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Assessment of Administrative Penalties--Revision R-03-06		CCR Title & Sections Affected: Title 22: 66272.60-66272.69		Statutes Being Implemented: Health and Safety Code sections 25187 and 25404.1.1	
Responsible Agency Unit: Office of Legal Counsel	Contact Person & Phone Number: James McCammon (916) 255-3576	Projected Dates:			
		Notice: 2007	Hearing: 2007	Adoption: 2007	To OAL: 2007
Report on the status of all uncompleted rulemaking described on previous calendars: Rulemaking on hold pending legal review.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Ordnance and Explosives/Unexploded Ordnance Investigation and Remediation Requirements R-03-09		CCR Title & Sections Affected: Title 22: 69200 – 69210		Statutes Being Implemented: Health and Safety Code sections 25351.5, and 58012.	
Responsible Agency Unit: Site Mitigation & Brownfields Reuse Program	Contact Person & Phone Number: Ellen Haertle (916) 255-3801	Projected Dates:			
		Notice: 7/07	Hearing: 9/07	Adoption: 1/08	To OAL: 1/08
Report on the status of all uncompleted rulemaking described on previous calendars: This regulation proposal was submitted as part of the 2005 Rulemaking Calendar. DTSC intends to pursue development of these regulations and plans to hold workshops in the latter part of 2006.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Permit by Rule for Seized Fireworks R-03-16		CCR Title & Sections Affected: Title 22: 67450.31 through 67450.39		Statutes Being Implemented: Health and Safety Code sections 25150, and 58012.	
Responsible Agency Unit: Hazardous Waste Management Program		Contact Person & Phone Number: Jan Smith (916) 324-0705		Projected Dates:	
				Notice: 6/06	Hearing: 7/06
				Adoption: 8/06	To OAL: 8/06
Report on the status of all uncompleted rulemaking described on previous calendars: Draft rules have been developed and are awaiting resolution of enforcement issues concerning a Supplemental Environmental Project for the treatment units that are the subject of these regulations.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Corrective Action Management Unit (NonRCRA/Offsite) R-03-17		CCR Title & Sections Affected: Title 22: 66260.10, 66264.550, 66264.552, 66264.552.5		Statutes Being Implemented: Health and Safety Code, sections 25150 and 25159.5.	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Li Tang (916) 322-2505	Projected Dates:			
		Notice: 10/06	Hearing: 11/06	Adoption: 2/07	To OAL: 2/07
Report on the status of all uncompleted rulemaking described on previous calendars: Regulations are undergoing revisions.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Electronic Waste Recycling Act Regulations R-03-19		CCR Title & Sections Affected: Title 22: 66273 et seq and 66260.201, 66260.202		Statutes Being Implemented: Health and Safety Code sections 25214.10 and 25214.9	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Karl Palmer (916) 445-2625	Projected Dates:			
		Notice: 2/06	Hearing: 4/06	Adoption: 5/06	To OAL: 5/06
Report on the status of all uncompleted rulemaking described on previous calendars: New Rulemaking. This is the final rulemaking which incorporates provisions adopted in 2004 via emergency regulations pursuant to the Electronic Waste Recycling Act of 2003. The HWMP rulemakings R-2005-03, R-05-XX, and R-2004-02, which were included in last year's calendar, have been combined into this rulemaking.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Amendment, Phase I Environmental Assessments for Schools R-2004-01		CCR Title & Sections Affected: Title 22: 69100 - 69107		Statutes Being Implemented: Education Code sections 17210.1 and 17213.1	
Responsible Agency Unit: Site Mitigation & Brownfields Reuse Program	Contact Person & Phone Number: Laurie Grouard (916) 323-3394	Projected Dates:			
		Notice: 7/06	Hearing: 9/06	Adoption: 2/07	To OAL: 2/07
Report on the status of all uncompleted rulemaking described on previous calendars: DTSC has final regulations in place for the Phase I Environmental Assessments for Schools (effective February 10, 2003). This proposed amendment was listed on the 2005 Calendar; however, amended regulations have not been completed pending development of technical guidelines. DTSC intends to pursue development of these amended regulations to allow sampling and analysis for organochlorine pesticides at potential schools sites during the Phase I assessment process.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Registered Environmental Assessor (REA) Program: Performance Standards R-2004-05		CCR Title & Sections Affected: Title 14, Section 19030 et seq.		Statutes Being Implemented: Health and Safety Code Section 25570.3	
Responsible Agency Unit: Registered Environmental Assessor Program		Contact Person & Phone Number: Jennifer Gallagher, 916-255-6681		Projected Dates:	
				Notice: 11/06	Hearing: 1/07
				Adoption: 3/07	To OAL: 3/07
Report on the status of all uncompleted rulemaking described on previous calendars: We are in the process of updating the emergency regulations language. The rulemaking was initially delayed due to California Performance Review recommendations.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Flexibility for Water Quality Monitoring, Article 6 R-2004-11		CCR Title & Sections Affected: Title 22: 66264.90 to 66264.100		Statutes Being Implemented: Health and Safety Code section 25150	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Michael Choe (916) 322-5308/ Chris Guerre (714) 484-5422	Projected Dates:			
		Notice: 6/06	Hearing: 9/06	Adoption: 12/06	To OAL: 12/06
Report on the status of all uncompleted rulemaking described on previous calendars: New rulemaking. Regulations are being developed.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Lead-Based Paint Debris R-2004-15		CCR Title & Sections Affected: AB 2877 provides DTSC with the authority to adopt regulations for the management of lead based paint debris by January 1, 2008.		Statutes Being Implemented: AB 2877 (Aghazarian) Statutes of 2004, chapter 175	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Peggy Harris (916) 324-8286	Projected Dates:			
		Notice: 2007	Hearing: 2007	Adoption: 2007	To OAL: 2007
Report on the status of all uncompleted rulemaking described on previous calendars: DTSC held workshops and is further evaluating rulemaking. Date of notice may be revised per additional evaluation and discussions.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Conformity with Federal Manifest Rules R-2005-01		CCR Title & Sections Affected: Title 22: 66260.10, 66262.20 - 66262.23, 66262.27, 66262.32 - 66262.34, 66262.53, 66262.54, 66262.56, 66262.60, Appendix to Chapter 12, 66263.10, 66263.18, 66263.20, 66263.21 - 66263.24, 66264.12, 66264.70 - 66264.72, 66264.76, 66264.78, 66265.12, 66265.70 - 66265.72, 66265.76, 66265.78		Statutes Being Implemented: Health and Safety Code sections 25150 and 25201	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Ann Carberry (916) 324-7193	Projected Dates:			
		Notice: N/A	Hearing: N/A	Adoption: 5/06	To OAL: 5/06
Report on the status of all uncompleted rulemaking described on previous calendars: A new section 100 rulemaking is required by federal RCRA rulemaking changes to the manifest rules that were adopted in March of 2005 and go into effect on September 5, 2006. These changes go into effect even if state changes are not made. Public workshops are planned for February or March 2006.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Treated Wood Waste R-2005-04		CCR Title & Sections Affected: Title 22: 66274		Statutes Being Implemented: Health and Safety Code sections 25150 and 25150.7	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: William Beckman (916) 324-8293	Projected Dates:			
		Notice: 7/06	Hearing: 8/06	Adoption: 12/06	To OAL: 12/06
Report on the status of all uncompleted rulemaking described on previous calendars: The public workshop is scheduled for March 2006.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Mandatory Munitions Rule Adoption R-2005-08		CCR Title & Sections Affected: Title 22: 66267.10, 66264.1, 66265.1 and 66270.1		Statutes Being Implemented: Health and Safety Code sections 25159.1 and 25101	
Responsible Agency Unit: Hazardous Waste Management Program		Contact Person & Phone Number: Jan Smith (916) 324-0705		Projected Dates:	
				Notice: N/A	Hearing: N/A
				Adoption: 8/06	To OAL: 8/06
Report on the status of all uncompleted rulemaking described on previous calendars: Research is in progress to determine whether regulations should be modified and if the resulting package would be a full or section 100 rulemaking.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Standardized Permit Application Procedures R-2005-11		CCR Title & Sections Affected: Title 22: 66270.69, 66270.69.1, 66270.69.2, 66270.69.3, 66270.69.4, 67800.1 and 67800.5		Statutes Being Implemented: Health and Safety Code sections 25206.1, 25150 and 58012	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Jan Smith (916) 324-0705	Projected Dates:			
		Notice: 4/06	Hearing: 5/06	Adoption: 9/06	To OAL: 9/06
Report on the status of all uncompleted rulemaking described on previous calendars: Currently updating application forms that are referenced in the regulations.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Used Gasoline and Diesel Fuel Filters R-2005-16		CCR Title & Sections Affected: None		Statutes Being Implemented: AB 2254 (Aghazarian) Statutes of 2004, chapter 240	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Karl Palmer (916) 445-2625	Projected Dates:			
		Notice: N/A	Hearing: N/A	Adoption: N/A	To OAL: N/A
Report on the status of all uncompleted rulemaking described on previous calendars: Dropped, no regulation needed at this time.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Discarded Major Appliances R-2005-17		CCR Title & Sections Affected: None		Statutes Being Implemented: AB 2277 (Dymally) Statutes of 2004, chapter 880	
Responsible Agency Unit: Hazardous Waste Management Program	Contact Person & Phone Number: Peggy Harris (916) 324-8286	Projected Dates:			
		Notice: N/A	Hearing: N/A	Adoption: N/A	To OAL: N/A
Report on the status of all uncompleted rulemaking described on previous calendars: Dropped, no regulation needed at this time.					

**DEPARTMENT OF TOXIC SUBSTANCES CONTROL
2006 RULEMAKING CALENDAR**

SCHEDULE B: PROPOSED REGULATIONS IMPLEMENTING STATUTES ENACTED PRIOR TO THE YEAR 2005

Subject: Cleanup of Non-Listed Sites R-2005-19		CCR Title & Sections Affected: Title 22: 67400.50 ² et seq.		Statutes Being Implemented: Health and Safety Code sections 58009 and 58010 and Civil Code sections 3479 and 3494	
Responsible Agency Unit: Site Mitigation & Brownfields Reuse Program	Contact Person & Phone Number: Laurie Grouard (916) 323-3394	Projected Dates:			
		Notice: 5/06	Hearing: 7/06	Adoption: 12/06	To OAL: 12/06
Report on the status of all uncompleted rulemaking described on previous calendars: This is a new proposed regulation package. There are no existing regulations for this issue. A Workgroup has been established to begin development of draft regulations.					

² The actual number of subsections will not be known until the regulations are completed. The numbers identified should be adequate for the proposed subsections.